



General Assembly

**Substitute Bill No. 5562**

February Session, 2006

\* HB05562ED\_APP032306 \*

**AN ACT CONCERNING EDUCATION COST SHARING,  
INTERDISTRICT MAGNET SCHOOLS, AFTER SCHOOL PROGRAMS  
AND THE MINIMUM EXPENDITURE REQUIREMENT.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subdivision (9) of section 10-262f of the 2006 supplement  
2 to the general statutes is repealed and the following is substituted in  
3 lieu thereof (*Effective July 1, 2006*):

4 (9) "Foundation" means (A) for the fiscal year ending June 30, 1990,  
5 three thousand nine hundred eighteen dollars, (B) for the fiscal year  
6 ending June 30, 1991, four thousand one hundred ninety-two dollars,  
7 (C) for the fiscal year ending June 30, 1992, four thousand four  
8 hundred eighty-six dollars, (D) for the fiscal years ending June 30,  
9 1993, June 30, 1994, and June 30, 1995, four thousand eight hundred  
10 dollars, (E) for the fiscal years ending June 30, 1996, June 30, 1997, and  
11 June 30, 1998, five thousand seven hundred eleven dollars, (F) for the  
12 fiscal year ending June 30, 1999, five thousand seven hundred seventy-  
13 five dollars, [and] (G) for the fiscal years ending June 30, 2000, to June  
14 30, [2007] 2006, inclusive, five thousand eight hundred ninety-one  
15 dollars, (H) for the fiscal year ending June 30, 2007, six thousand sixty-  
16 eight dollars, and (I) for the fiscal year ending June 30, 2008, and each  
17 fiscal year thereafter, the amount for the prior fiscal year increased by  
18 the percentage increase, if any, in the most recent calendar year  
19 average in the consumer price index for urban consumers.

20 Sec. 2. Subdivision (6) of subsection (a) of section 10-262h of the 2006  
21 supplement to the general statutes is repealed and the following is  
22 substituted in lieu thereof (*Effective July 1, 2006*):

23 (6) For the fiscal year ending June 30, 1996, and each fiscal year  
24 thereafter, a grant in an amount equal to the amount of its target aid as  
25 described in subdivision (32) of section 10-262f, as amended, except  
26 that such amount shall be capped in accordance with the following:  
27 (A) For the fiscal years ending June 30, 1996, June 30, 1997, June 30,  
28 1998, and June 30, 1999, for each town, the maximum percentage  
29 increase over its previous year's base revenue shall be the product of  
30 five per cent and the ratio of the wealth of the town ranked one  
31 hundred fifty-third when all towns are ranked in descending order to  
32 each town's wealth, provided no town shall receive an increase greater  
33 than five per cent. (B) For the fiscal years ending June 30, 2000, June 30,  
34 2001, June 30, 2002, June 30, 2003, and June 30, 2004, for each town, the  
35 maximum percentage increase over its previous year's base revenue  
36 shall be the product of six per cent and the ratio of the wealth of the  
37 town ranked one hundred fifty-third when all towns are ranked in  
38 descending order to each town's wealth, provided no town shall  
39 receive an increase greater than six per cent. (C) No such cap shall be  
40 used for the fiscal year ending June 30, 2005, or any fiscal year  
41 thereafter. (D) For the fiscal year ending June 30, 1996, for each town,  
42 the maximum percentage reduction from its previous year's base  
43 revenue shall be equal to the product of three per cent and the ratio of  
44 each town's wealth to the wealth of the town ranked seventeenth when  
45 all towns are ranked in descending order, provided no town's grant  
46 shall be reduced by more than three per cent. (E) For the fiscal years  
47 ending June 30, 1997, June 30, 1998, and June 30, 1999, for each town,  
48 the maximum percentage reduction from its previous year's base  
49 revenue shall be equal to the product of five per cent and the ratio of  
50 each town's wealth to the wealth of the town ranked seventeenth when  
51 all towns are ranked in descending order, provided no town's grant  
52 shall be reduced by more than five per cent. (F) For the fiscal year  
53 ending June 30, 2000, and each fiscal year thereafter, no town's grant

54 shall be less than the grant it received for the prior fiscal year. (G) For  
55 each fiscal year, except for the fiscal year ending June 30, 2004, in  
56 addition to the amount determined pursuant to this subdivision, a  
57 town shall be eligible for a density supplement if the density of the  
58 town is greater than the average density of all towns in the state. The  
59 density supplement shall be determined by multiplying the density aid  
60 ratio of the town by the foundation level and the town's total need  
61 students for the prior fiscal year provided, for the fiscal year ending  
62 June 30, 2000, and each fiscal year thereafter, no town's density  
63 supplement shall be less than the density supplement such town  
64 received for the prior fiscal year. (H) For the fiscal year ending June 30,  
65 1997, the grant determined in accordance with this subdivision for a  
66 town ranked one to forty-two when all towns are ranked in  
67 descending order according to town wealth shall be further reduced by  
68 one and two-hundredths of a per cent and such grant for all other  
69 towns shall be further reduced by fifty-six-hundredths of a per cent. (I)  
70 For the fiscal year ending June 30, 1998, and each fiscal year thereafter,  
71 no town whose school district is a priority school district shall receive a  
72 grant pursuant to this subdivision in an amount that is less than the  
73 amount received under such grant for the prior fiscal year. (J) For the  
74 fiscal year ending June 30, 2000, and each fiscal year through the fiscal  
75 year ending June 30, 2003, no town whose school district is a priority  
76 school district shall receive a grant pursuant to this subdivision that  
77 provides an amount of aid per resident student that is less than the  
78 amount of aid per resident student provided under the grant received  
79 for the prior fiscal year. (K) For the fiscal year ending June 30, 1998,  
80 and each fiscal year thereafter, no town whose school district is a  
81 priority school district shall receive a grant pursuant to this  
82 subdivision in an amount that is less than seventy per cent of the sum  
83 of (i) the product of a town's base aid ratio, the foundation level and  
84 the town's total need students for the fiscal year prior to the year in  
85 which the grant is to be paid, (ii) the product of a town's supplemental  
86 aid ratio, the foundation level and the sum of the portion of its total  
87 need students count described in subparagraphs (B) and (C) of  
88 subdivision (25) of section 10-262f, as amended, for the fiscal year prior

89 to the fiscal year in which the grant is to be paid, and the adjustments  
90 to its resident student count described in subdivision (22) of said  
91 section 10-262f relative to length of school year and summer school  
92 sessions, and (iii) the town's regional bonus. (L) For the fiscal year  
93 ending June 30, 2000, and each fiscal year thereafter, no town whose  
94 school district is a transitional school district shall receive a grant  
95 pursuant to this subdivision in an amount that is less than forty per  
96 cent of the sum of (i) the product of a town's base aid ratio, the  
97 foundation level and the town's total need students for the fiscal year  
98 prior to the fiscal year in which the grant is to be paid, (ii) the product  
99 of a town's supplemental aid ratio, the foundation level and the sum of  
100 the portion of its total need students count described in subparagraphs  
101 (B) and (C) of subdivision (25) of section 10-262f, as amended, for the  
102 fiscal year prior to the fiscal year in which the grant is to be paid, and  
103 the adjustments to its resident student count described in subdivision  
104 (22) of said section 10-262f relative to length of school year and  
105 summer school sessions, and (iii) the town's regional bonus. (M) For  
106 the fiscal year ending June 30, 2002, (i) each town whose target aid is  
107 capped pursuant to this subdivision shall receive a grant that includes  
108 a pro rata share of twenty-five million dollars based on the difference  
109 between its target aid and the amount of the grant determined with the  
110 cap, and (ii) all towns shall receive a grant that is at least 1.68 per cent  
111 greater than the grant they received for the fiscal year ending June 30,  
112 2001. (N) For the fiscal year ending June 30, 2003, (i) each town whose  
113 target aid is capped pursuant to this subdivision shall receive a pro  
114 rata share of fifty million dollars based on the difference between its  
115 target aid and the amount of the grant determined with the cap, and  
116 (ii) each town shall receive a grant that is at least 1.2 per cent more  
117 than its base revenue, as defined in subdivision (28) of section 10-262f.  
118 (O) For the fiscal year ending June 30, 2003, each town shall receive a  
119 grant that is at least equal to the grant it received for the prior fiscal  
120 year. (P) For the fiscal year ending June 30, 2004, (i) each town whose  
121 target aid is capped pursuant to this subdivision shall receive a grant  
122 that includes a pro rata share of fifty million dollars based on the  
123 difference between its target aid and the amount of the grant

124 determined with the cap, (ii) each town's grant including the cap  
125 supplement shall be reduced by three per cent, (iii) the towns of  
126 Bridgeport, Hartford and New Haven shall each receive a grant that is  
127 equal to the grant such towns received for the prior fiscal year plus one  
128 million dollars, (iv) those towns described in clause (i) of this  
129 subparagraph shall receive a grant that includes a pro rata share of  
130 three million dollars based on the same pro rata basis as used in said  
131 clause (i), (v) towns whose school districts are priority school districts  
132 pursuant to subsection (a) of section 10-266p, as amended, or  
133 transitional school districts pursuant to section 10-263c or who are  
134 eligible for grants under section 10-276a or 10-263d for the fiscal years  
135 ending June 30, 2002, to June 30, 2004, inclusive, shall receive grants  
136 that are at least equal to the grants they received for the prior fiscal  
137 year, (vi) towns not receiving funds under clause (iii) of this  
138 subparagraph shall receive a pro rata share of any remaining funds  
139 based on their grant determined under this subparagraph. (Q) For the  
140 fiscal year ending June 30, 2005, (i) no town shall receive a grant  
141 pursuant to this subparagraph in an amount that is less than sixty per  
142 cent of the amount determined pursuant to the previous  
143 subparagraphs of this subdivision, (ii) notwithstanding the provisions  
144 of subparagraph (B) of this subdivision, each town shall receive a grant  
145 that is equal to the amount the town received for the prior fiscal year  
146 increased by twenty-three and twenty-seven hundredths per cent of  
147 the difference between the grant amount calculated pursuant to this  
148 subdivision and the amount the town received for the prior fiscal year,  
149 (iii) no town whose school district is a priority school district pursuant  
150 to subsection (a) of section 10-266p, as amended, shall receive a grant  
151 pursuant to this subdivision that is less than three hundred seventy  
152 dollars per resident student, and (iv) each town shall receive a grant  
153 that is at least the greater of the amount of the grant it received for the  
154 fiscal year ending June 30, 2003, or the amount of the grant it received  
155 for the fiscal year ending June 30, 2004, increased by seven tenths per  
156 cent, except that the town of Winchester shall not receive less than its  
157 fixed entitlement for the fiscal year ending June 30, 2003. (R)  
158 Notwithstanding the provisions of this subdivision, for the fiscal

159 [years] year ending June 30, 2006, [and June 30, 2007,] each town shall  
160 receive a grant that is equal to the amount of the grant the town  
161 received for the fiscal year ending June 30, 2005, increased by two per  
162 cent plus the amount specified in section 33 of public act 05-245\*. (S)  
163 Notwithstanding the provisions of this subdivision, for the fiscal year  
164 ending June 30, 2007, no town that is ranked in the bottom third of  
165 town wealth when all towns are ranked in descending order shall  
166 receive a grant that is less than the grant the town received for the  
167 fiscal year ending June 30, 2006, increased by three per cent, and no  
168 other town shall receive a grant that is less than the grant the town  
169 received for the fiscal year ending June 30, 2006, increased by two per  
170 cent. (T) Notwithstanding the provisions of this subdivision, for the  
171 fiscal year ending June 30, 2008, and for each fiscal year thereafter, no  
172 town shall receive a grant that is less than the grant the town received  
173 for the prior fiscal year, increased by the percentage increase, if any, in  
174 the most recent calendar year average in the consumer price index for  
175 urban consumers.

176 Sec. 3. Subsection (d) of section 10-262j of the 2006 supplement to  
177 the general statutes is amended by adding subdivision (13) as follows  
178 (*Effective July 1, 2006*):

179 (NEW) (13) For the fiscal year ending June 30, 2007, the regular  
180 program expenditures of a town shall be no less than the sum of (A) its  
181 minimum expenditure requirement for the fiscal year ending June 30,  
182 2006, (B) its aid increase pursuant to subsection (b) of this section, and  
183 (C) if the resident student count for October 2005, is less than the  
184 resident student count for October 2004, the result obtained by  
185 multiplying the difference between the town's resident student count  
186 for October 2005, using the data of record as of December 1, 2005, and  
187 the town's resident student count for October 2004, using the data of  
188 record as of December 1, 2004, by one-half of the foundation.

189 Sec. 4. Subsection (a) of section 10-264i of the general statutes is  
190 repealed and the following is substituted in lieu thereof (*Effective July*  
191 *1, 2006*):

192 (a) A local or regional board of education, regional educational  
193 service center, the Board of Trustees of the Community-Technical  
194 Colleges on behalf of Manchester Community College, or cooperative  
195 arrangement pursuant to section 10-158a which transports a child to an  
196 interdistrict magnet school program, as defined in section 10-264l, as  
197 amended by this act, in a town other than the town in which the child  
198 resides shall be eligible pursuant to section 10-264e to receive a grant  
199 for the cost of transporting such child in accordance with this section.  
200 The amount of such grant shall not exceed an amount equal to the  
201 number of such children transported multiplied by one thousand [two]  
202 three hundred dollars. The Department of Education shall provide  
203 such grants within available appropriations. Nothing in this subsection  
204 shall be construed to prevent a local or regional board of education,  
205 regional educational service center or cooperative arrangement from  
206 receiving reimbursement under section 10-266m, as amended, for  
207 reasonable transportation expenses for which such board, service  
208 center or cooperative arrangement is not reimbursed pursuant to this  
209 section.

210 Sec. 5. Subsection (a) of section 10-264h of the general statutes is  
211 repealed and the following is substituted in lieu thereof (*Effective July*  
212 *1, 2006*):

213 (a) For the fiscal year ending June 30, 1996, until the fiscal year  
214 ending June 30, 2003, a local or regional board of education, regional  
215 educational service center or a cooperative arrangement pursuant to  
216 section 10-158a for purposes of an interdistrict magnet school may be  
217 eligible for reimbursement up to the full reasonable cost of any capital  
218 expenditure for the purchase, construction, extension, replacement,  
219 leasing or major alteration of interdistrict magnet school facilities,  
220 including any expenditure for the purchase of equipment, in  
221 accordance with this section. For the fiscal year ending June 30, 2004,  
222 and each fiscal year thereafter, such entities may be eligible for  
223 reimbursement up to ninety-five per cent of such cost. To be eligible  
224 for reimbursement under this section a magnet school construction  
225 project shall meet the requirements for a school building project

226 established in chapter 173, except that the Commissioner of Education  
227 may waive any requirement in such chapter concerning space  
228 specifications for good cause. Such waiver shall permit the approval of  
229 a project that exceeds standard space specifications by up to fifteen per  
230 cent. On and after July 1, 1997, the commissioner shall approve only  
231 applications for reimbursement under this section that he finds will  
232 reduce racial, ethnic and economic isolation.

233 Sec. 6. Section 10-264l of the 2006 supplement to the general statutes  
234 is amended by adding subsection (j) as follows (*Effective July 1, 2008*):

235 (NEW) (j) An interdistrict magnet school that has unused student  
236 capacity may enroll directly any interested student into its program.  
237 Preference may be given to students from districts not otherwise  
238 participating in any magnet school. The local or regional board of  
239 education otherwise responsible for educating such student shall  
240 contribute funds to support the operation of the magnet school in an  
241 amount equal to any per student tuition charged to participating  
242 districts, except if the total number of such students enrolled pursuant  
243 to this section exceeds three per cent of the total population of students  
244 of the school district under the jurisdiction of such board of education,  
245 such board of education shall pay tuition, if any, for the number of  
246 students in excess of three per cent of such total population in  
247 accordance with a formal agreement entered into by such school  
248 district and the interdistrict magnet school. If any such board of  
249 education fails to pay such tuition, the commissioner may withhold  
250 from such school district a sum payable under section 10-262h of the  
251 2006 supplement to the general statutes, as amended by this act, in an  
252 amount that does not exceed the amount of the unpaid tuition to the  
253 magnet school and transfer such money to the fiscal agent for the  
254 magnet school as a supplementary grant for the operation of the  
255 magnet school program.

256 Sec. 7. Section 10-16x of the 2006 supplement to the general statutes  
257 is repealed and the following is substituted in lieu thereof (*Effective July*  
258 *1, 2006*):



259 (a) The Department of Education, in consultation with the after  
260 school committee established pursuant to section 10-16v, [may] shall,  
261 within available appropriations, administer a grant program to  
262 provide grants for after school programs at schools in transitional  
263 school districts pursuant to section 10-263c or to fund the extension of  
264 the school day at such schools to local and regional boards of  
265 education, municipalities and not-for-profit organizations that are  
266 exempt from taxation under Section 501(c)(3) of the Internal Revenue  
267 Code of 1986, or any subsequent corresponding internal revenue code  
268 of the United States, as from time to time amended, to help finance and  
269 meet the needs for quality programs and activities for enrichment and  
270 education, with attention to literacy, mathematics, science, technology,  
271 workforce skills and opportunities, safety, health, nutrition, arts and  
272 recreation. For purposes of this subsection, "after school program"  
273 means a program that takes place when school is not in session and is  
274 for the educational, enrichment and recreational activities for of  
275 children in grades kindergarten to twelve, inclusive.

276 (b) Applications for grants pursuant to subsection (a) of this section  
277 shall be filed annually with the Commissioner of Education at such  
278 time and in such manner as the commissioner prescribes.

279 (c) The Department of Education may expend an amount not to  
280 exceed two per cent of the amount appropriated for purposes of this  
281 section for administrative expenses.

282 (d) A recipient of a grant provided in accordance with this section  
283 may implement a sliding fee scale for the costs of services provided to  
284 children enrolled in an after school program supported by the grant.

285 (e) The Department of Education and the after school committee  
286 established pursuant to section 10-16v shall develop and apply  
287 appropriate evaluation procedures to measure the effectiveness of the  
288 grant program established pursuant to this section.

289 [(c)] (f) For purposes of carrying out the provisions of [subsections  
290 (a) and (b) of] this section, the Department of Education may accept

291 funds from private sources and from any state agency that is a member  
292 of the after school committee.

293       Sec. 8. (*Effective July 1, 2006*) The sum of five hundred thousand  
294 dollars is appropriated to the Department of Education, from the  
295 General Fund, for the fiscal year ending June 30, 2007, for the purposes  
296 of carrying out the provisions of section 10-16x of the 2006 supplement  
297 to the general statutes, as amended by this act.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2006</i>	10-262f(9)
Sec. 2	<i>July 1, 2006</i>	10-262h(a)(6)
Sec. 3	<i>July 1, 2006</i>	10-262j(d)
Sec. 4	<i>July 1, 2006</i>	10-264i(a)
Sec. 5	<i>July 1, 2006</i>	10-264h(a)
Sec. 6	<i>July 1, 2008</i>	10-264l
Sec. 7	<i>July 1, 2006</i>	10-16x
Sec. 8	<i>July 1, 2006</i>	New section

**ED**

**Joint Favorable Subst. C/R**

**APP**